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Attorneys for Defendants
Todd Dunning and Dunning Enterprises

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

EBAY, INC.,

Plaintiff,

v₁

DIGITAL POINT SOLUTIONS, INC., SHAWN HOGAN, KESSLER'S FLYING CIRCUS, THUNDERWOOD HOLDINGS, INC., TODD DUNNING, DUNNING ENTERPRISE, INC., BRIAN DUNNING, BRIANDUNNING.COM, and DOES 1-20.

Defendants.

| CASE NO.: CV-08-4052 JF

**NOTICE OF TELEPHONIC
APPEARANCE AT INITIAL CASE
MANAGEMENT CONFERENCE**

Date: May 15, 2009
Time: 10:30 a.m.
Place: Dept. 3

Hon. Jeremy Fogel presiding

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT counsel for defendants Todd Dunning and Dunning Enterprise, Inc. will appear telephonically at the Initial Case Management Conference set for May 15, 2009 at 10:30 a.m. in Department 3 of the above-captioned Court

Dated: May 4, 2009

FREELAND COOPER & FOREMAN LLP

By:

/s/

DANIEL T. BERNHARD

Attorneys for Defendants

Todd Dunning and Dunning Enterprises

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing

**NOTICE OF TELEPHONIC APPEARANCE AT INITIAL CASE MANAGEMENT
CONFERENCE**

was filed with the Court's Electronic Filing System on May 4, 2009 and may be accessed electronically.

Dated: May 5, 2009

FREELAND COOPER & FOREMAN LLP

By: _____ /s/
Joyce Johnson
Attorneys for Defendants
Todd Dunning and Dunning Enterprises